

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Baxley

Mailed: January 12, 2006

Opposition No. **91166487**

Hasbro, Inc.

v.

Creative Action, LLC

**Andrew P. Baxley, Interlocutory Attorney:**

Applicant's ("Creative Action") motion (filed November 16, 2005) to extend time to answer is hereby granted as conceded. See Trademark Rule 2.127(a). The answer that Creative Action filed on December 13, 2005 is accepted as timely filed.

Creative Action's answer included a counterclaim to cancel opposer's ("Hasbro") pleaded Registration Nos. 834282 and 2894970. Creative Action filed the proper fee.

Hasbro is allowed until **THIRTY DAYS** from the mailing date of this order to file an answer to the counterclaim. See Trademark Rules 2.106(b)(2)(iii).

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony dates are set as indicated below.

THE PERIOD FOR DISCOVERY TO CLOSE:

4/14/06

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30-day testimony period for Hasbro as  
plaintiff in the opposition to close: 7/13/06

30-day testimony period for Creative Action as defendant in the opposition  
and as plaintiff in the counterclaim to close: 9/11/06

30-day testimony period for Hasbro as defendant in the counterclaim  
and its rebuttal testimony as plaintiff in the  
opposition to close: 11/10/06

15-day rebuttal testimony period for Creative Action as plaintiff in the  
counterclaim to close: 12/25/06

**Briefs shall be due as follows:**

[See Trademark rule 2.128(a)(2)].

Brief for plaintiff in the opposition shall be due: 2/23/07

Brief for defendant in the opposition and as  
plaintiff in the counterclaim shall be due: 3/25/07

Brief for defendant in the counterclaim and its reply  
brief (if any) as plaintiff in the opposition  
shall be due: 4/24/07

Reply brief (if any) for plaintiff in the  
counterclaim shall be due: 5/9/07

In each instance, a copy of the transcript of  
testimony, together with copies of documentary exhibits,  
must be served on the adverse party within thirty days after  
completion of the taking of testimony. Trademark Rule  
2.125.

If the parties stipulate to any extension of these dates,  
the papers should be filed in triplicate and should set forth

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the dates in the format shown in this order. See Trademark Rule 2.121(d). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.